1 MAR 2 6 2008 3 RICHARD W. WIEKING CLERK, U.S. DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA 5 6 7 UNITED STATES DISTRICT COURT 8 NORTHERN DISTRICT OF CALIFORNIA 9 10 WILLIEWEAUER 11 12 PELICAN BAY STA 13 Defendant. 14 15 I. WICE FWEAVER declare, under penalty of perjury that I am the 16 17 plaintiff in the above entitled case and that the information I offer throughout this application is true and correct. I offer this application in support of my request to proceed without being 18 required to prepay the full amount of fees, costs or give security. I state that because of my 19 20 poverty I am unable to pay the costs of this action or give security, and that I believe that I am 21 entitled to relief. In support of this application, I provide the following information: 22 Are you presently employed? Yes \_\_\_ No \_\_\_ 23 If your answer is "yes," state both your gross and net salary or wages per month, and give the 24 name and address of your employer: 25 26 Employer: 27 28

1	If the answer is "no," state the date of last employment and the amount of the gross and net							
2	salary and wages per month which you received. (If you are imprisoned, specify the last							
3	place of employment prior to imprisonment.)							
4	SACRAMENTO, AIR PORT BOOWEEKLY							
5	1200 MONTHLY							
6								
7	2. Have you received, within the past twelve (12) months, any money from any of the							
8	following sources:							
9	a. Business, Profession or Yes No							
10	self employment							
11	b. Income from stocks, bonds, Yes No							
12	or royalties?							
13	c. Rent payments? Yes No							
14	d. Pensions, annuities, or Yes No							
15	life insurance payments?							
16	e. Federal or State welfare payments, Yes No							
17	Social Security or other govern-							
18	ment source?							
19	If the answer is "yes" to any of the above, describe each source of money and state the amount							
20	received from each.							
21								
22								
23	3. Are you married? Yes No							
24	Spouse's Full Name:							
25	Spouse's Place of Employment:							
26	Spouse's Monthly Salary, Wages or Income:							
27	Gross \$ Net \$							
28	4. a. List amount you contribute to your spouse's support:\$							
Į.								

1	b. List the persons other than your spouse who are dependent upon you for
2	support and indicate how much you contribute toward their support. (NOTE:
3	For minor children, list only their initials and ages. DO NOT INCLUDE
4	THEIR NAMES.).
5	
6	
7	5. Do you own or are you buying a home? Yes No
8	Estimated Market Value: \$ Amount of Mortgage: \$
9	6. Do you own an automobile? Yes No
10	Make Year Model
11	Is it financed? Yes No If so, Total due: \$
12	Monthly Payment: \$
13	7. Do you have a bank account? Yes No (Do not include account numbers.)
14	Name(s) and address(es) of bank:
15	
16	Present balance(s): \$
17	Do you own any cash? Yes No Amount: \$
18	Do you have any other assets? (If "yes," provide a description of each asset and its estimated
19	market value.) Yes No
20	
21	8. What are your monthly expenses?
22	Rent: \$ Utilities:
23	Food: \$ Clothing:
24	Charge Accounts:
25	Name of Account Monthly Payment Total Owed on This Acct.
26	<u> </u>
27	\$\$
28	<u> </u>

i	9. Do you have any other debts? (List current obligations, indicating amounts and to							
2	whom they are payable. Do not include account numbers.)							
3								
4								
5	10. Does the complaint which you are seeking to file raise claims that have been presented							
6	in other lawsuits? Yes No							
7	Please list the case name(s) and number(s) of the prior lawsuit(s), and the name of the court in							
8	which they were filed.							
9								
10								
11	I consent to prison officials withdrawing from my trust account and paying to the court							
12	the initial partial filing fee and all installment payments required by the court.							
13	I declare under the penalty of perjury that the foregoing is true and correct and							
14	understand that a false statement herein may result in the dismissal of my claims.							
15								
16	03/01/08 Willie Weaver							
17	DATE SIGNATURE OF APPLICANT							
17 18	DATE SIGNATURE OF APPLICANT							
	DATE SIGNATURE OF APPLICANT							
18	DATE SIGNATURE OF APPLICANT							
18 19 20	DATE SIGNATURE OF APPLICANT							
18 19 20	DATE SIGNATURE OF APPLICANT							
18 19 20 21 22	DATE SIGNATURE OF APPLICANT							
18 19 20 21 22 23	DATE SIGNATURE OF APPLICANT							
18 19 20 21 22 23 24	DATE SIGNATURE OF APPLICANT							
118 119 220 221 222 223 224 225	DATE SIGNATURE OF APPLICANT							
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18 19 20 21 22 23 24 25 26	DATE SIGNATURE OF APPLICANT							
118 119 120 121 122 123 124 125 126 127	DATE SIGNATURE OF APPLICANT							

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## **CERTIFICATION OF FUNDS**

Case Number:

IN

## PRISONER'S ACCOUNT

I certify that attached hereto is a true and correct copy of the prisoner's trust account statement showing transactions of Willie Eugene Weaver J91389 for the last six months at Pelican Bay State Prison where he is confined.

I further certify that the average deposits each month to this prisoner's account for the most recent 6-month period were \$5.63 and the average balance in the prisoner's account each month for the most recent 6-month period was \$10.28. (20% = \$2.06)

Dated: 3/1/08

Authorized officer of the institution



EPORT ID: TS30@0se 5708-cv-00655-JW Document 4 Filed 03/26/2008 REPORT DATE: 03/11/08 PAGE NO: 1

CALIFORNIA DEPARTMENT OF CORRECTIONS
PELICAN BAY STATE PRISON
INMATE TRUST ACCOUNTING SYSTEM
INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: SEP. 01, 2007 THRU MAR. 11, 2008

BED/CELL NUMBER: BF02U 000000210S

CCOUNT NUMBER : J91389

CCOUNT NAME : WEAVER, WILLIE EUGENE ACCOUNT TYPE: I

RIVILEGE GROUP: D

TRUST ACCOUNT ACTIVITY

TRAN ATE CODE	DESCRIPTION	COMMENT	CHECK N	JM DEPOSITS	WITHDRAWALS	BALANCE
9/01/2007	BEGINNING BA	ALANCE				0,00
1/27*DD30	CASH DEPOSIT	2318 ML1	01	11.25	그리지 하는 사람들이 하는 것이 나는 사람들이 나가 바꾸는 하는 생각을	11.25
	FEDERAL FILIN	2333 11/	27	Anna Anna Anna Anna Anna Anna Anna Anna	1.40	9.85 8.45
1/27 W214	FEDERAL FILIN		<del>-</del> -		. ~1 . 40 1 . 40	7.05
	• — — — — — —				1.40	5.65
	FEDERAL FILIN				1.40	4.25
	FEDERAL FILIN		<del></del>		1.40	2.85
	FEDERAL FILIN				40	1 <u>, 45</u>
	FEDERAL FILIN		- <del></del>		1.40	0.05
, , , , , , , , , , , , , , , , , , , ,	FEDERAL FILIN			22.50		22.55
	CASH DEPOSIT	2711 #12	<b></b>	JE. 30		
ACTIVITY	FOR 2008	`0000 B			17.23	5,32
11/03 FC10			12		2 40	2.92
1715 W516 12705 W861	LEGAL COPY CH REVERSE LEGAL		3		2.40-	5.32

DATE PLACED	HOLD CODE	CURRENT HOLDS IN EFF DESCRIPTION	COMMENT	HOLD AMOUNT
)7/31/2007	H103	DAMAGES-REFUSED TO SIGN HOLD	0506 CCI	2.87
)7/31/2007	H103	DAMAGES-REFUSED TO SIGN HOLD	0506 CCI	2.45
)1/08/2008	H116	FEDERAL FILING FEE HOLD	2864 12/27	22.50

\* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 01/19/96 CASE NUMBER: 94F09335

COUNTY CODE: SAC

TRANS AMT BALANCE

DATE TRANS. DESCRIPTION TRANS. AMT. BALANCE

09/01/2007 BEGINNING BALANCE 5,318.82



THE WITHIN INSTRUMENT IS A CORRECT COPY OF THE TRUST ACCOUNT MAINTAINED BY THIS OFFICE.

ATTEST: 3=11-08

CALIFORNIA DEPARTMENT OF CORRECTIONS

BY Kleppin pg 1 of 2

Case 5:08-cv-00655-JW Document 4 Filed 03/26/2008 Page 7 of 7

REPORT ID: TS3030 .701

REPORT DATE: 03/11/08

PAGE NO:

PELICAN BAY STATE PRISON INMATE TRUST ACCOUNT STATEMENT

FOR THE PERIOD: SEP. 01, 2007 THRU MAR. 11, 2008

ACCT: J91389

ACCT NAME: WEAVER, WILLIE EUGENE

ACCT TYPE: I

## \* RESTITUTION ACCOUNT ACTIVITY

DATE SENTENCED: 01/19/96

COUNTY CODE: SAC

CASE NUMBER: 94F09335

FINE AMOUNT: \$ 5,600.00

DATE TRANS. DESCRIPTION TRANS. AMT. BALANCE 11/27/07 DR30 REST DED-CASH DEPOSIT 12.50-5,306.32

12/27/07

DR30

REST DED-CASH DEPOSIT

25.00- 5,281.32

\* THIS STATEMENT DOES NOT REFLECT THE ADMINISTRATIVE FEE CHARGE THAT \*

\* IS EQUAL TO TEN PERCENT OF THE RESTITUTION AMOUNT COLLECTED.

## TRUST ACCOUNT SUMMARY

BEGINNING	TOTAL	TOTAL	CURRENT	HOLDS	TRANSACTIONS	
BALANCE	DEPOSITS	WITHDRAWALS	BALANCE	BALANCE	TO BE POSTED	
0.00	33.75	28.43	5.32	27.82	0.00	

CURRENT AVAILABLE BALANCE



THE WITHIN INSTRUMENT IS A CORRECT COPY OF THE TRUST ACCOUNT MAINTAINED BY THIS OFFICE ATTEST: 3-11-08

22.50-

GALIFORNIA DEPARTMENT OF CORRECTIONS